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# **Local Government Council**

## **ACTION PACKET**

**Wednesday, April 5, 2006  
1:00 P.M.**

**404 House Office Building**

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

### Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Ken Sorensen (Chair)	X		
Thomas Anderson	X		
Mike Davis	X		
Terry Fields	X		
D. Alan Hays	X		
Matthew Meadows	X		
Julio Robaina	X		
Yolly Roberson	X		
<b>Totals:</b>	<b>8</b>	<b>0</b>	<b>0</b>

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

**Location:** 404 HOB

### Summary:

#### Local Government Council

*Wednesday April 05, 2006 01:00 pm*

HB 431 CS Temporarily Deferred

HB 495 Temporarily Deferred

HB 917 CS Temporarily Deferred

HB 959 CS Favorable Yeas: 7 Nays: 0

HB 1161 Favorable Yeas: 7 Nays: 0

HB 1165 CS Favorable Yeas: 8 Nays: 0

HB 1245 Favorable Yeas: 8 Nays: 0

HB 1251 CS Favorable Yeas: 8 Nays: 0

HB 1413 Favorable With Committee Substitute Yeas: 8 Nays: 0

HB 1443 CS Favorable With Committee Substitute Yeas: 8 Nays: 0

HB 1483 Favorable Yeas: 8 Nays: 0

HB 1497 Favorable Yeas: 8 Nays: 0

HB 1531 Favorable With Committee Substitute Yeas: 8 Nays: 0

HB 1559 Favorable With Committee Substitute Yeas: 8 Nays: 0

HB 1585 Favorable Yeas: 8 Nays: 0

HB 1629 Favorable With Committee Substitute Yeas: 8 Nays: 0

**COUNCIL MEETING REPORT**  
**Local Government Council**  
**4/5/2006 1:00:00PM**

**Location:** 404 HOB

HB 1631 Favorable

Yeas: 8 Nays: 0

HB 1633 Favorable With Committee Substitute

Yeas: 8 Nays: 0

# **COUNCIL MEETING REPORT**

## **Local Government Council**

**4/5/2006 1:00:00PM**

**Location:** 404 HOB

**HB 431 CS : Electric Transmission and Distribution**

☒ *Temporarily Deferred*

**Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM**

# **COUNCIL MEETING REPORT**

## **Local Government Council**

**4/5/2006 1:00:00PM**

**Location:** 404 HOB

**HB 495 : Baker County**

☒ *Temporarily Deferred*

**Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM**

# **COUNCIL MEETING REPORT**

## **Local Government Council**

**4/5/2006 1:00:00PM**

**Location:** 404 HOB

**HB 917 CS : Property Taxes**

☒ *Temporarily Deferred*

**Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM**

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 959 CS : Motor Vehicle Safety Pilot Program

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)			X		
Total Yeas: 7		Total Nays: 0			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM



# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1161 : Okeechobee County

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields				X	
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
<b>Total Yeas: 7</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1165 CS : Florida Retirement System

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1245 : North Broward Hospital District, Broward County

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1251 CS : Firefighter and Municipal Police Pensions

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

### Appearances:

Randy Touchton (Lobbyist) - Proponent  
345 W Madison Street  
Tallahassee FL 32301  
Phone: 850-224-7333

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1413 : Argyle Fire District, Walton County

☒

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
<b>Total Yeas: 8</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

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HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 1413

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION ☒ (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

Council/Committee hearing bill: Local Government

Representative Brown offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. Argyle Fire District is hereby created and the charter for the district is created to read:

Section 1. Definitions.--As used in the act, unless otherwise specified:

(1) "District" means the Argyle Fire District.

(2) "Board" means the board of commissioners created pursuant to this act and chapter 191, Florida Statutes.

(3) "Board of directors" means the existing policymaking and governing body of the Argyle Fire District of Walton County.

(4) "Commissioner" means a member of the board of commissioners of and for the district.

(5) "Director" means a member of the board of directors.

(6) "Residence" means one single-family dwelling, including one single-apartment dwelling unit; one single-condominium dwelling unit; one single duplex, triplex, or other attached dwelling unit; one single-family detached dwelling unit; or one single mobile or modular home dwelling unit.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

23        (7) "Business" means motels, apartments, or rental  
24 dwelling, along with other standard commercial or industrial  
25 businesses such as gasoline stations, stores, marinas, and  
26 similar establishments, as authorized pursuant to the applicable  
27 local government comprehensive plan, whether or not such  
28 businesses are required to pay or collect sales taxes.

29        Section 2. Creation; status; charter amendments;  
30 boundaries; district purposes.--There is hereby created an  
31 independent special fire control district and rescue service  
32 district incorporating lands in Walton County described in  
33 subsection (1) which shall be a public corporation having the  
34 powers, duties, obligations, and immunities herein set forth  
35 under the name of the Argyle Fire District. The district is  
36 organized and exists for all purposes and shall hold all powers  
37 set forth in this act and chapters 189 and 191, Florida  
38 Statutes.

39        (1) The lands to be included within the district are the  
40 following described lands in Walton County:

41        Those portions in Township 2 North, Range 18 West  
42 which include, entire sections 1 through 24 inclusive.  
43 Sections 26 through 29 inclusive. Sections 33 through  
44 35 inclusive. And all of Sections 30 and 32 lying East  
45 of the center of Bruce Creek.

46        Those portions within Township 2 North, Range 19 West  
47 which include, Sections 13 and 24 lying East of the  
48 center of Bruce Creek. Sections 1 and 2 lying outside  
49 of the present city limits of DeFuniak Springs.

50        Those portions in Township 3 North, Range 18 West  
51 which include, Sections 4 through 9 inclusive. Sections  
52 16 through 21 inclusive. Sections 28 through 29  
53 inclusive. Sections 32 and 33 inclusive. Those

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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54 portions of Sections 30 and 31 lying outside of the  
55 present city limits of DeFuniak Springs.

56 Those portions in Township 3 North, Range 19 West  
57 which include, those parts of Sections 1 and 2 lying  
58 South of the centerline of County Road 1883 and  
59 Sunrise Road. The portion of Section 3 lying south of  
60 the centerline of Sunrise Road. The portion of Section  
61 10 lying North and Southeast of Lake Juniper. Entire  
62 Sections 11, 12, 13, 14 and 24. Those portions of  
63 Section 15 lying East of a line running North and  
64 South from the center of the Lake Juniper Dam and  
65 lying outside of the present city limits of DeFuniak  
66 Springs. The portion of Section 22 lying East of a  
67 line running North and South from the center of the  
68 Lake Juniper Dam and lying outside of the present city  
69 limits of DeFuniak Springs. Those portions of section  
70 23, 24, 25, and 36 lying North and or East of the  
71 present city limits of DeFuniak Springs.

72 Those portions within Township 4 North, Range 18 West  
73 which include, those portions of Section 31, lying  
74 South of the centerline of Coy Ellis Road. Those parts  
75 of Sections 32 and 33 lying South of the centerline of  
76 County Road 183 North. The portion of Section 33 lying  
77 East of County Road 183A.

78 The portion within Township 4 North, Range 19 West  
79 which includes, that part of Section 36 lying South  
80 and East of County Road 1883 and Coy Ellis Road.

81 (2) The purpose of this act is to promote the general  
82 health, welfare, and safety of the citizens and residents of  
83 Walton County who reside within the geographical limits of the  
84 Argyle Fire District by providing for the financial support of



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

85 the Argyle Fire District of Walton County, a not-for-profit  
86 corporation, which currently provides the district with fire  
87 protection services, facilities, and firefighting equipment; the  
88 establishment and maintenance of fire stations and fire  
89 substations; the acquisition and maintenance of all firefighting  
90 and protection equipment necessary for the prevention of fires  
91 or fighting of fires; the employment and training of such  
92 personnel as may be necessary to accomplish fire prevention and  
93 firefighting; the establishment and maintenance of emergency  
94 services; the acquisition and maintenance of rescue and other  
95 emergency equipment; and the employment and training of  
96 necessary emergency personnel. The district may provide  
97 emergency medical services. The district shall have all other  
98 powers necessary to carry out these purposes.

99 (3) Nothing herein shall prevent the district from  
100 cooperating with the state or other local governments to render  
101 such services to communities adjacent to the land described in  
102 this section as evidenced by a signed aid agreement.

103 (4) The district charter may be amended only by special  
104 act of the Legislature.

105 Section 3. Board of commissioners.--

106 (1) Pursuant to chapter 191, Florida Statutes, the  
107 business and affairs of the district shall be governed and  
108 administered by a board of five commissioners, who shall be  
109 qualified electors residing within the district and shall be  
110 elected by the qualified electors residing within the district  
111 at a general election, subject to the provisions of chapters 189  
112 and 191, Florida Statutes, and this act. Each commissioner shall  
113 hold office until his or her successor is elected and qualified  
114 under the provisions of this act. The procedures for conducting  
15 district elections and for qualification of candidates and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

116 electors shall be pursuant to chapters 189 and 191, Florida  
117 Statutes.

118 (2) The five members of the initial board shall be elected  
119 by the qualified electors residing within the district. The  
120 three elected members for seats 1, 3, and 5 in the initial  
121 election under this act shall serve terms of 4 years each. The  
122 remaining two selected members for seats 2 and 4 in the initial  
123 election under this act shall serve terms of 2 years each.  
124 Subsequent elections under this act shall coincide with the  
125 general elections of this state. The members of the board shall  
126 serve on a nonpartisan basis for a term of 4 years each.

127 (3) Vacancies in office shall be filled by special  
128 election, said election to be held coincidental with the next  
129 countywide general or special election. The board may appoint a  
130 qualified elector of the district to act as commissioner until  
131 the vacancy is filled by election. A commissioner must be a  
132 qualified elector residing within the district. A commissioner  
133 may be removed from office for any reason that a state or county  
134 officer may be removed.

135 (4) All elections shall be noticed, called, and held  
136 pursuant to the provisions of the general laws of the state,  
137 except as otherwise provided herein. The board shall, to the  
138 extent possible, coordinate all elections with countywide  
139 general or special elections in order to minimize costs.  
140 Elections shall be called through the adoption of an appropriate  
141 resolution of the district directed to the Board of County  
142 Commissioners of Walton County, the Supervisor of Elections of  
143 Walton County, and other appropriate officers of the county. The  
144 district shall reimburse county government for the actual cost  
145 of district elections. No commissioner shall be a paid employee  
146 of the district while holding said position. This shall not

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

147 prevent volunteers from receiving reimbursement for expenses  
148 from serving as commissioners.

149 (5) The board may employ such personnel as deemed  
150 necessary for the proper function and operation of a fire  
151 district. The salaries of fire department and emergency service  
152 personnel and any other wages shall be determined by the board.

153 Section 4. Officers; board compensation; bond.--

154 (1) In accordance with chapter 191, Florida Statutes, each  
155 elected member of the board shall assume office 10 days  
156 following the member's election. Annually, within 60 days after  
157 election of new members of said board, the members shall  
158 organize by electing from their number a chair, vice chair,  
159 secretary, and treasurer. However, the same member may be both  
160 secretary and treasurer, in accordance with chapter 191, Florida  
161 Statutes.

162 (2) The commissioners may receive reimbursement for actual  
163 expenses incurred while performing the duties of their offices  
164 in accordance with general law governing per diem for public  
165 officials. Commissioners may receive compensation for their  
166 services in accordance with chapter 191, Florida Statutes.

167 (3) Each commissioner, upon taking office and in  
168 accordance with chapters 189 and 191, Florida Statutes, shall  
169 execute to the Governor, for the benefit of the district, a bond  
170 of \$5,000 with a qualified personal or corporate surety,  
171 conditioned upon the faithful performance of the duties of the  
172 commissioner's office and upon an accounting for all funds which  
173 come into his or her hands as commissioner; however, the  
174 treasurer shall furnish a bond of \$10,000, which may be in lieu  
175 of the \$5,000 bond. The premium of such bonds shall be paid from  
176 district funds.

177 Section 5. Powers; duties; responsibilities.--

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

178       (1) The district shall have and the board may exercise by  
179 majority vote all the powers and duties set forth in this act  
180 and chapters 189, 191, and 197, Florida Statutes, including, but  
181 not limited to, powers related to, special assessments, other  
182 revenue-raising capabilities, budget preparation and approval,  
183 liens and foreclosure of liens, use of tax deeds and tax  
184 certificates as appropriate from non-ad valorem assessments,  
185 contractual agreements, and adoption of ordinances and  
186 resolutions that are necessary to conduct district business if  
187 such ordinances do not conflict with any ordinance of a local  
188 general purpose government within whose jurisdiction the  
189 district is located.

190       (2) The board shall continue to have the right, power, and  
191 authority to levy annually special assessment against the  
192 taxable property within the district to provide funds for the  
193 purposes of the district, in an amount not to exceed the limit  
194 provided in chapter 191, Florida Statutes.

195       (3) The methods for assessing and collecting special  
196 assessments, fees, or service charges shall be as set forth in  
197 this act and chapters 170, 189, 191, and 197, Florida Statutes.

198       (4) The district shall impose and collect special  
199 assessments in accordance with chapter 200, Florida Statutes.

200       (5) The district is authorized to impose and enforce  
201 special assessments in accordance with chapters 170, 189, 191,  
202 and 197, Florida Statutes.

203       (6) The district's planning requirements shall be as set  
204 forth in this act and chapters 189 and 191, Florida Statutes.

205       (7) Requirements for financial disclosure, meeting  
206 notices, reporting, public records maintenance, and per diem  
207 expenses for officers and employees shall be as set forth in

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

208 this act and chapters 112, 119, 189, 191, and 286, Florida  
209 Statutes.

210 Section 6. Impact fees.--

211 (1) Pursuant to section 191.009(4), Florida Statutes, it  
212 is hereby declared that the cost of new facilities borne by fire  
213 protection and emergency services should be borne by new users  
214 of the district's services to the extent new construction  
215 requires new facilities, but only to that extent. It is the  
216 legislative intent of this section to transfer to the new users  
217 of the district's fire protection and emergency services a fair  
218 share of the costs that new users impose on the district for new  
219 facilities. This shall only apply in the event that the general-  
220 purpose local government in which the district is located has  
221 not adopted an impact fee for fire services which is distributed  
222 to the district for construction within its jurisdictional  
223 boundaries.

224 (2) The impact fees collected by the district pursuant to  
225 this section shall be kept as a separate fund from other  
226 revenues of the district and shall be used exclusively for the  
227 acquisition, purchase, or construction of new facilities or  
228 portions thereof required to provide fire protection and  
229 emergency services to new construction. "New facilities" means  
230 land, buildings, and capital equipment, including, but not  
231 limited to, fire and emergency vehicles and radio telemetry  
232 equipment. The fees shall not be used for the acquisition,  
233 purchase, or construction of facilities which must be obtained  
234 in any event, regardless of growth within the district. The  
235 board of fire commissioners shall maintain adequate records to  
236 ensure that impact fees are expended only for permissible new  
237 facilities.

38 Section 7. Special assessments.--

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

239       (1) The board shall have the right, power, and authority  
240 to impose special assessments against the real property that is  
241 not otherwise exempt or immune within the district to provide  
242 funds for the purpose of the district.

243       (2)(a) For each residential dwelling or mobile home  
244 situated on any parcel of land within said district, the charge  
245 shall be \$25 annually. It is expressly understood that mobile  
246 home parks or multiunit dwellings are not included in this  
247 category and shall be included in paragraph (b).

248       (b) For each mobile home park, apartment building, motel,  
249 hotel, condominium, townhouse, or other multifamily residence,  
250 the charge shall not exceed:

- 251       1. 2 to 4 units or lots, \$25 each annually.  
252       2. 5 to 10 units or lots, \$20 each annually.  
253       3. 11 to 25 units or lots, \$18 each annually.  
254       4. Over 25 units or lots, \$15 each annually.

255       (c) For each commercial establishment or business, the  
256 charge shall not exceed the following rates:

- 257       1. Up to 5,000 square feet of floor space: \$50 annually.  
258       2. Over 5,000 square feet of floor space: \$100 annually.  
259

260 The existence of a commercial establishment or business shall be  
261 evidenced by the presence of advertising signs, by tax roll  
262 classification, or by custom. Business enterprises wholly  
263 contained within a residential unit shall not be included in  
264 this category and shall be included under paragraph (a).  
265 Multifamily residential units and mobile home parks shall be  
266 included under paragraph (b).

267       (d) No assessment shall be levied for any parcel of  
268 agricultural, timber, unimproved residential, or other  
269 unimproved property. Adjoining parcels owned by an individual

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

taxpayer will be treated as one parcel for assessment purposes,  
even though they may be shown as separate items on the county  
tax roll.

(e) No assessment shall be levied against churches,  
schools, governmental property, or property owned by other  
nonprofit charitable organizations.

(f) Any increase in the special assessment must be  
approved by a majority of the electors within the Argyle Fire  
District.

(3) It is the legislative intent that this act shall  
authorize the Walton County Property Appraiser and the Walton  
County Tax Collector to take all appropriate action to comply  
with the intent of the purpose of this act.

(4) It is also the legislative intent that the board of  
commissioners shall be a vehicle to provide funding to  
accomplish the purpose set out in this act.

Section 8. Property appraiser.--

(1) The Walton County Property Appraiser shall furnish the  
commissioners a tax roll covering all taxable properties within  
the district on or before July 1 of each year.

(2) The Walton County Property Appraiser shall include in  
the Walton County tax roll the assessments made by the board,  
and the same shall be collected in the manner as provided for by  
this act and paid over by the Walton County Tax Collector to the  
board.

(3) The Walton County Property Appraiser shall be  
reimbursed for assessing such special assessments in the manner  
and amount authorized by general law, and the Walton County Tax  
Collector shall receive a commission or fee of 1 percent for  
collection of such special assessments.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

300 Section 9. Special assessment as a lien.--The special  
301 assessment levied and assessed by the district shall be a lien  
302 upon the property so assessed along with the county taxes  
303 assessed against such property until said assessment and taxes  
304 have been paid, and if the special assessment levied by the  
305 district becomes delinquent, such special assessment shall be  
306 considered a part of the county tax subject to the same  
307 penalties, charges, fees, and remedies for enforcement and  
308 collection of such taxes.

309 Section 10. Deposit of special assessments; fees;  
310 authority to disburse funds.--

311 (1) The proceeds of the assessments and funds of the  
312 district shall be deposited in qualified public depositories in  
313 accordance with chapters 191 and 280, Florida Statutes, in the  
314 name of the district in a bank authorized to receive deposits of  
315 district funds. The bank shall be designated by a resolution of  
316 the board.

317 (2) All warrants for the payment of labor, equipment, and  
318 other expenses of the board, and in carrying into effect this  
319 act and the purpose thereof, shall be payable by the treasurer  
320 of the board on accounts and vouchers approved and authorized by  
321 two board members. No funds of the district shall be paid out or  
322 disbursed except by check signed by two board members.

323 Section 11. Authority to borrow money.--

324 (1) The board of commissioners shall have the power and  
325 authority to borrow money or issue other evidences of  
326 indebtedness for the purpose of the district in accordance with  
327 chapters 189 and 191, Florida Statutes, provided, however, that  
328 the total payments in any one year, including principal and  
329 interest, on any indebtedness incurred by the district shall not



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

330 exceed 50 percent of the total estimated annual budgeted  
331 revenues of the district.

332 (2) The board of commissioners, board of directors as a  
333 body, or any of the members of either board as individuals shall  
334 not be personally or individually liable for the repayment of  
335 such loan. Such repayment shall be made out of the special  
336 assessment receipts of the district, except as provided in this  
337 subsection. The commissioners shall not create any indebtedness  
338 or incur obligations for any sum or amount which they are unable  
339 to repay out of district funds available to them at that time,  
340 except as otherwise provided in this act, provided, however,  
341 that the commissioners may make purchases of equipment on an  
342 installment basis as necessary if funds are available for the  
343 payment of the current year's installment on such equipment plus  
344 the amount due in that year of any of the installments and the  
345 repayment of any bank loan or other existing indebtedness which  
346 may be due that year.

347 Section 12. Use of district funds.--No funds of the  
348 district shall be used for any purposes other than the  
349 administration of the affairs and business of the district; the  
350 construction, care, maintenance, upkeep, operation, and purchase  
351 of firefighting and rescue equipment or fire station; the  
352 payment of public utilities; and the payment of salaries of  
353 district personnel as the board may from time to time determine  
354 to be necessary for the operations and effectiveness of the  
355 district.

356 Section 13. Record of board meetings; authority to adopt  
357 rules and regulations; annual reports; budget.--

358 (1) A record shall be kept of all meetings of the board,  
359 and in such meetings concurrence of a majority of the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

commissioners present shall be necessary to any affirmative action by the board.

(2) The board shall have the authority to adopt and amend rules and regulations for the administration of the affairs of the district under the terms of this act and chapters 189 and 191, Florida Statutes, which shall include, but not be limited to, the authority to adopt the necessary rules and regulations for the administration and supervision of the property and personnel of the district; for the prevention of fires, fire control, fire hydrant placement, and flow testing in accordance with current NFPA rules; and for rescue work within the district. Said commissioners shall have all the lawful power and the authority necessary to carry out the purposes of said fire district; to purchase all necessary real and personal property; to purchase and carry standard insurance policies on all such equipment; to employ such personnel as may be necessary to carry out the purpose of said fire district; to provide adequate insurance for said employees; to purchase and carry appropriate insurance for the protection of all firefighters and personnel as well as all equipment and personal property on loan to the district; to sell surplus real and personal property in the same manner and subject to the same restrictions as provided for such sales by counties; to enter into contracts with qualified service providers, the Argyle Fire District of Walton County, other fire departments, municipalities, and state and federal governmental units for the purpose of obtaining financial aid; and for otherwise carrying out the purposes of the district. The commissioners shall adopt a fiscal year for said fire district, which shall be October 1 to September 30.

(3) Any policies, rules, and regulations promulgated and made by the board shall have the force and effect of law after

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

copies thereof, signed by the secretary and chair or vice chair,  
shall have been posted in three public places within the  
district in conspicuous locations and advertised by title once a  
week for 2 consecutive weeks in a newspaper of general paid  
circulation in the district.

(4) The board shall, on or before November 1, make an  
annual report of its actions and accounting of its funds as of  
September of that year, and shall file said report in the office  
of the Clerk of the Circuit Court of Walton County, whose duty  
it shall be to receive and file said report and hold and keep  
the same as a public record.

(5) For the purposes of carrying into effect this act, the  
board shall annually prepare, consider, and adopt a district  
budget pursuant to the applicable requirements of chapters 189  
and 191, Florida Statutes. The board shall, at the same time as  
it makes its annual report, file its estimated budget for the  
fiscal year beginning October 1, which budget shall show the  
estimated revenue to be received by the district and the  
estimated expenditures to be incurred by the district in  
carrying out its operations.

Section 14. Authority to enact fire prevention ordinances;  
appoint or employ a fire chief; acquire land; enter contracts;  
establish salaries; general and special powers; authority to  
provide emergency medical and rescue services.--

(1) The board of commissioners shall have the right and  
power to enact fire prevention ordinances in the same manner  
provided for the adoption of policies and regulations in  
subsection (2) of section 13, and when the provisions of such  
fire prevention ordinances are determined by the board to be  
violated, the office of the state attorney, upon written notice  
of such violation issued by the board, is authorized to

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

422 prosecute such person or persons held to be in violation  
423 thereof. Any person found guilty of a violation may be punished  
424 as provided in chapter 775, Florida Statutes, as a misdemeanor  
425 of the second degree. The cost of such prosecution shall be paid  
426 out of the district funds, unless otherwise provided by law.

427       (2) The board shall have the power to appoint or employ a  
428 fire chief, who shall be a person experienced in all types of  
429 firefighting and fire prevention and who shall work with and  
430 cooperate with the Fire Marshal in which the district is  
431 situated in the prevention of fires of all types. The district  
432 fire chief shall be authorized to enter, at all reasonable  
433 hours, any building or premises for the purpose of making any  
434 inspection or investigation which the State Fire Marshal is  
435 authorized to make pursuant to state law and regulation. The  
436 owner, lessee, manager, or operator of any building or premises  
437 shall permit the district fire chief to enter and inspect the  
438 building or premises at all reasonable hours. The district fire  
439 chief shall report any violations of state fire safety laws or  
440 regulations to the appropriate officials.

441       (3) The board shall have the power to acquire, by gift or  
442 purchase, lands or rights in lands, and any other property, real  
443 and personal, tangible or intangible, necessary, desirable, or  
444 convenient for carrying out the purposes of the district, and to  
445 pay any and all costs of same out of the funds of the district,  
446 provided that prior to the acquisition of the location of a fire  
447 station site, an appropriate investigation shall be conducted  
448 which shall include, but not be limited to, obtaining the staff  
449 recommendation of the Walton County Planning Department.

450       (4) The board shall have the power to enter into contracts  
451 or to otherwise join with the Argyle Fire District of Walton  
452 County, or to otherwise join with any other district, city, or

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

town, the United States of America, or any agency or authority thereunder, for the purpose of expanding services, providing effective aid, and accomplishing and carrying out the purposes for which the district was created and for the further purpose of specifically obtaining financial aid, assistance, or subsidy.

(5) The salaries of fire department personnel and any other wages shall be determined by the board.

(6) The district is authorized to establish and maintain emergency medical and rescue response services and acquire and maintain rescue, medical, and other emergency equipment, subject to the provisions of chapter 401, Florida Statutes.

Section 15. Annexations.--If any municipality or other fire control district annexes any land included in the district, such annexation shall follow the procedures set forth in section 171.093, Florida Statutes.

Section 16. Dissolution.--The district shall exist until dissolved in the same manner as it was created. If the Argyle Fire District of Walton County is dissolved or ceases to exist for any reason, or if the board determines that the Argyle Fire District of Walton County is unable to carry out its objectives as stated or the objectives of the district as stated in subsection (2) of section 2, or the district's published policies, the board shall in its discretion make arrangements for other means of providing fire protection and rescue services.

Section 18. District expansion.--

(1) The district boundaries may be extended from time to time as follows:

(a) Land contiguous to the boundaries of the district in unincorporated Walton County may be included in the district when a petition for inclusion signed and sworn to by a majority

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

484 of the owners of the real property within the tract or tracts to  
485 be included in the district has been presented to the board of  
486 commissioners and the proposal has been approved by the  
487 affirmative vote of no fewer than three members of the board of  
488 commissioners at a regular meeting.

489 (b) The petition must contain the legal description of the  
490 property sought to be added to the district and the names and  
491 addresses of the owners of the property.

492 (2) If a proposal to add an area to the district as  
493 defined in subsection (1) is approved by the affirmative vote of  
494 no fewer than three members of the board of commissioners at a  
495 regular meeting, the board of commissioners shall thereafter  
496 adopt a resolution describing the lands to be included within  
497 the district and shall cause such resolution to be duly enrolled  
498 in the record of the meeting and a certified copy of the  
499 resolution to be recorded in the Office of the Clerk of the  
500 Circuit Court of Walton County.

501 (3) Upon adoption of the resolution by the board, the  
502 district shall, pursuant to chapter 191, Florida Statutes,  
503 request that its legislative delegation approve said addition  
504 and sponsor legislation amending the district boundary. Upon  
505 approval by the Legislature, the boundary shall be amended.

506 Section 19. Construction.--This act shall be construed as  
507 remedial and shall be liberally construed to promote the purpose  
508 for which it is intended.

509 Section 20. Effect.--In the event that any part of this  
510 act should be held void for any reason, such holding shall not  
511 affect any other part thereof.

512 Section 2. This act shall take effect upon becoming a law.  
513  
514

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

===== T I T L E   A M E N D M E N T =====

Remove the entire title and insert:

An act relating to Argyle Fire District, Walton County;  
creating a special district; providing definitions;  
providing for creation, status, charter amendments,  
boundaries, and purposes; providing for a board of  
commissioners; providing for election and terms of  
commissioners; providing for employment of board  
personnel; providing for election of board officers;  
providing for compensation and bonds of commissioners;  
providing for powers, duties, and responsibilities of the  
board; preserving the authority to impose special  
assessments; providing for impact fees; providing  
legislative intent; providing for duties of the property  
appraiser; providing for special assessment as a lien;  
providing for deposit of such special assessments;  
providing for authority to disburse funds; authorizing the  
board to borrow money; providing for use of district  
funds; requiring a record of all board meetings;  
authorizing the board to adopt rules and regulations;  
providing for the board to make an annual budget;  
requiring an annual report; authorizing the board to enact  
fire prevention ordinances, appoint a district fire chief,  
acquire land, enter contracts, establish salaries, and  
establish and operate a fire rescue service; providing for  
dissolution; providing for district expansion; providing  
for construction and effect; providing an effective date.

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1443 CS : Construction Lien Law

☒ Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

### Appearances:

Wade Mullins - Proponent

Quality Precast Co.

P. O. Box 11

Brandon FL 33509

Phone: 813-662-5260

Tom Sacher - Proponent

Masco Contractor Services

260 Jimmy Ann Drive

Daytona Beach FL 32114

Phone: 386-304-2254

Patricia L. Uddo, CBA - Proponent

Sunbelt Rentals, Inc.

314 W Landstreet Road

Orlando FL 32824

Phone: 407-816-1591

Bob Causey - Proponent

Stock Building Supply

P. O. Box 939

Plant City FL 33563

Phone: 813-752-8528

John Zurisschitz - Proponent

Ferguson Enterprises

7816 Professional PL

Tampa FL

Phone: 813-989-8778

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 1443

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill:

2 Representative Russell offered the following:

3  
4 **Amendment**

5 Insert between lines 224 - 225 and insert:

6  
7 The additional statement is in lieu of the requirement in  
8 paragraph (a) that a signed, sworn, and notarized signature of  
9 the owner or agent and the contractor be part of the owner's  
10 affidavit.  
11

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# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1483 : Grove Community District, Okeechobee County

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

### Appearances:

Ken VanAssenderp (Lobbyist) - Proponent

Barron Collier Companies

225 S Adams Street

Tallahassee FL 32302

Phone: 850-222-7206

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1497 : Sunshine Water Control District, Broward County

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1531 : West Palm Beach Water Catchment Area, Palm Beach County

☒ Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

### Appearances:

Terry Lewis (Lobbyist) - Proponent  
City of West Palm Beach  
1700 Palm Beach Lakes Boulevard #1000  
West Palm Beach FL 33401

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 1531

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

Council/Committee hearing bill:

Representative Brandenburg offered the following:

**Amendment**

Remove line(s) 70 - 78 and insert:

along said north line, N 88°33'32" W for 215.90 feet to a non-  
tangent curve, concave to the west, having a radius of 885.00  
feet, where a radial line bears S 71°58'11" W; thence southerly,  
along said curve to the right, through a central angle of  
19°56'06" for 307.92 feet to a point of tangency; thence S  
01°54'17" W for 2383.63 feet to the said south line of Section  
3; thence along said south line, S88°43'44" E for 160.01 feet  
to the Point of Beginning.

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# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1559 : Brevard County

☒

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1 (for drafter's use only)

Bill No. HB 1559

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Council/Committee hearing bill: Local Government Council  
2 Representative(s) Poppell offered the following:

3  
4 **Amendment**

5 Remove line 607 and insert:

6  
7 an iron rod; thence N47° 16' 55" E, a distance of 35.75

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# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1585 : Broward County

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

### Appearances:

Mecca Fink - Proponent  
Southwest Ranches  
5620 W W 164 Terrace  
S W Ranches FL 33331  
Phone: 954-434-0008



# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1629 : Gainesville-Alachua County Regional Airport Authority

☒ Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
Total Yeas: 8		Total Nays: 0			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 1629

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION ☒ (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

Council/Committee hearing bill: Local Government

Representative Jennings offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. (1) The reenactment of existing law in this act shall not be construed as a grant of additional authority to or to supersede the authority of any entity pursuant to law. Exceptions to law contained in any special act that are reenacted pursuant to this act shall continue to apply.

(2) The reenactment of existing law in this act shall not be construed to modify, amend, or alter any covenants, contracts, or other obligations of any district with respect to bonded indebtedness. Nothing pertaining to the reenactment of existing law in this act shall be construed to affect the ability of any district to levy and collect taxes, assessments, fees, or charges for the purpose of redeeming or servicing bonded indebtedness of the district.

Section 2. Chapters 86-469, 89-433, and 95-457, Laws of Florida, are amended, codified, reenacted, and repealed as provided in this act.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

22 Section 3. The charter for the Gainesville-Alachua County  
23 Regional Airport Authority is re-created and reenacted to read:

24 Section 1. Short title.--This act may be cited as the  
25 "Gainesville-Alachua County Regional Airport Authority Act."

26 Section 2. Definitions.--As used in this act, unless the  
27 context otherwise requires, the term:

28 (1) "Airport" means any area, of land or water, which is  
29 designed for the landing and taking off of aircraft, whether or  
30 not facilities are provided for the shelter, servicing, or  
31 repair of aircraft or for receiving and discharging passengers  
32 or cargo, and all appurtenant areas used or suitable for airport  
33 buildings or other airport facilities, in the area shown on the  
34 map attached hereto as Exhibit "A" and made a part hereof, which  
35 may change from time to time by written agreement between the  
36 airport and the city.

37 (2) "Airport facilities" means facilities in the area  
38 shown on the attached map as Exhibit "A," and used for the  
39 transportation of people and cargo, including, but not limited  
40 to, runways, taxiways, taxi lanes, aprons, hangars, shops,  
41 terminals, buildings, parking lots, roadways and all other  
42 facilities necessary or desirable for the landing, taking off,  
43 operating, servicing, repairing and parking of aircraft, and the  
44 unloading and handling of passengers, mail, express and freight  
45 cargo, together with all necessary appurtenances and equipment  
46 and all property rights, easements and franchises relating  
47 thereto.

48 (3) "Authority" means the Gainesville-Alachua County  
49 Regional Airport Authority created herein.

50 (4) "Board of County Commissioners" means the Board of  
51 County Commissioners of the County of Alachua.  
52

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

53       (5) "Bond" includes bonds, debentures, notes, certificates  
54 of indebtedness, mortgage certificates, or other obligations or  
55 evidences of indebtedness of any type or character.

56       (6) "City" means the City of Gainesville.

57       (7) "City Commission" means the City Commission of the  
58 City of Gainesville.

59       (8) "County" means the County of Alachua.

60       (9) "Person" means any individual, firm, partnership,  
61 corporation, company, association, joint stock association, or  
62 body politic; and includes any trustee, receiver, assignee, or  
63 other similar representative thereof.

64       (10) "Revenue bonds" means obligations of the authority  
65 which are payable from revenues derived from sources other than  
66 ad valorem taxes on real or tangible personal property and which  
67 do not pledge the property, credit, or general tax revenue of  
68 the authority or the city.

69       (11) "Refunding bonds" means bonds issued to refinance  
70 outstanding bonds of any type and the interest and redemption  
71 premium thereon. Refunding bonds shall be issuable and payable  
72 in the +same manner as the refinanced bonds, except that no  
73 approval by the electorate shall be required unless required by  
74 the State Constitution.

75       Section 3. Creation; purpose.--

76       (1) The Gainesville-Alachua County Regional Airport  
77 Authority is created, and the powers granted by this act are  
78 declared to be public and governmental functions, exercised for  
79 public purposes, and are matters of public necessity. Lands and  
80 other real and personal property, easements, and privileges  
81 acquired and used by the authority are declared to have been  
82 acquired for and used for public and governmental purposes and

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

83 as a matter of public necessity. The authority is a public body  
84 corporate and is an independent special district.

85 (2) The authority shall have jurisdiction over the  
86 operation and maintenance of, and improvements to, the Airport  
87 and Airport Facilities. The authority has jurisdiction,  
88 control, supervision, and management over other airports in the  
89 county except any airport owned, controlled, and operated by a  
90 private person. Said jurisdiction, control, supervision, and  
91 management are in the best interest of the county and each  
92 municipality.

93 Section 4. Membership of the authority.--

94 (1) The powers of the authority shall be vested in its  
95 members in office from time to time. There shall be nine  
96 members. No member shall receive any compensation for services  
97 as a member. As a condition of eligibility for appointment and  
98 to hold office, each member shall reside within the city or the  
99 county. However, one member appointed by the Governor may  
100 reside in a county contiguous to Alachua County. No person  
101 shall serve as a member of the authority and, at the same time,  
102 hold any publicly elected office in the State of Florida.

103 (2) Upon expiration of initial terms of office subsequent  
104 appointments shall be made as follows:

105 (a) The Governor shall replace by appointment any of the  
106 three members appointed by him under chapter 95-457, Laws of  
107 Florida, on or prior to the date of expiration of the preceding  
108 term.

109 (b) The board of county commissioners shall replace by  
110 appointment the member appointed by it under chapter 95-457,  
111 Laws of Florida, on or prior to the date of expiration of the  
112 preceding term.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1.

113       (c) The city commission shall replace by appointment any  
114 of the remaining five (5) members on or prior to the expiration  
115 of the preceding term.

116       (3) If, upon expiration of a member's term of office, the  
117 appointing entity fails to replace by appointment its member,  
118 and the member is willing to continue to serve, the member with  
119 the expired term shall continue to serve until a replacement  
120 appointment is made.

121       (4) The term of any member initially appointed prior to  
122 this act shall expire on July 31 of the year such member's term  
123 was scheduled to expire under chapter 95-457, Laws of Florida.  
124 No member shall serve more than two successive terms.

125       (5) All members appointed subsequent to the effective date  
126 of this legislation shall serve 3-year terms of office,  
127 beginning on August 1 and expiring on July 31 of the appropriate  
128 year.

129       (6) Except as may be otherwise provided herein, vacancies  
130 in office shall be filled for the balance of the term by the  
131 appropriate appointing entity, in the same manner as set forth  
132 in sub-paragraph (2). A vacant position shall remain vacant  
133 until a successor has been appointed by the appropriate  
134 appointing entity.

135       (7) A member may be removed by the entity appointing such  
136 member upon grounds constituting misfeasance, neglect of duty,  
137 incompetence, or permanent inability to perform official duties.  
138 Conviction of a felony shall automatically remove a member. The  
139 unexcused failure to attend three consecutive regular meetings  
140 of the authority shall be deemed neglect of duty, without  
141 limiting the meaning of the term, "neglect of duty".

142       Section 5. Organization; meetings; notice; quorum.-

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

43        (1) A chair, vice-chair, and secretary/treasurer shall be  
144 chosen by and from the authority membership. The chair, vice  
145 chair, and secretary/treasurer shall each serve a term of office  
146 of 1 year, and no member shall hold the same office for more  
147 than 2 consecutive terms.

148        (a) The authority shall meet at the call of the chair, at  
149 the request of three or more of its members, and at such other  
150 times as may be prescribed by rule of the authority.

151        (b) The authority shall give notice of all meetings at  
152 least 48 hours prior thereto, which shall be published in a  
153 newspaper in general circulation in Alachua County, and shall  
154 include agenda items whenever such items involve leasing of any  
155 Airport property. All meetings of the authority shall be so  
156 noticed except Emergency meetings, which shall only be called  
157 when there is an immediate danger to the public health, safety  
58 or welfare, do not require at least 48 hours prior public  
159 notice, and reasonable notice under the circumstances shall be  
160 provided in such cases.

161        (c) The presence of five members is required to constitute  
162 a quorum, and the affirmative vote of a majority of the members  
163 present and eligible to vote, but no fewer than four of the  
164 members present and eligible to vote, is required for any action  
165 or recommendation by the authority.

166        Section 6. Restrictions.--

167        (1) No person who has transacted business with the  
168 authority shall be eligible for appointment to the authority  
169 until 3 years after the last transaction. No person who has  
170 served on the authority shall be eligible to transact business  
171 with the authority until 3 years after the person's last date of  
172 service. Said transactions include transactions either for  
73 oneself or as an employee of, agent for, or consultant to any

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

74 other person or legal entity. However, nothing in this  
175 paragraph shall be construed as prohibiting an appointed member  
176 from purchasing supplies or services from any fixed-base  
177 operators or tenants at the Airport or Airport Industrial Park,  
178 or for renting individual aircraft hangars or tie-downs offered  
179 to the general public and owned by the authority, provided that  
180 the price and terms of the transaction are available to all  
181 members of the public.

182 (2) No member, officer, agent, or employee of the  
183 authority, either for himself or as agent for anyone else, or as  
184 a stockholder or owner in any other legal entity, shall  
185 participate in or benefit directly or indirectly from any sale,  
186 purchase, lease, franchise, contract, or other transaction,  
187 entered into by the authority or the city. The provisions of  
188 this paragraph shall be cumulative to any general laws of the  
189 state which may from time to time be applicable to members,  
190 officers, agents or employees of the authority and which require  
191 the disclosure of, or prohibit, conflicts of interest.

192 (3) No member, as an individual, may represent the  
193 authority, speak for the authority, or speak on behalf of the  
194 authority without being directed through a formal action of the  
195 authority to do so.

196 Section 7. Powers and duties.--

197 (1) The authority shall have jurisdiction over the  
198 operation and maintenance of all Airport and Airport Facilities  
199 in the city or county, except any airport owned and operated by  
200 a private person.

201 (2) The authority has the power to and may:

202 (a) Approve, file with the CEO, and pay any surety bond  
203 required of any member or of any employee of the authority.

04



HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

05        (b) Advertise for sealed bids when required by law;  
206 provided, however, the authority may reject all bids and  
207 readvertise or select a single item from any bid as further  
208 provided in this act.

209        (c) Adopt before October 1 an annual budget which has been  
210 prepared by the CEO and which must include an estimate of all  
211 revenues and anticipated expenditures for the following fiscal  
212 year.

213        (d) Require in all bond documents that monies derived from  
214 such bonds be paid to or upon order of the authority.

215        (e) Have the authority's finances audited in the same  
216 manner as other independent special districts are audited.

217        (f) Rely on the provisions of this act in exercising its  
218 powers.

219        (g) To appoint or employ and constitute its own Airport  
220 guards or police officers, or to contract with the city, county,  
221 or agency of the state to provide law enforcement services and  
222 protection through its duly sworn officers, and all such  
223 officers shall have full power of arrest to prevent or abate the  
224 commission of an offense against the ordinances of the city,  
225 county, the laws of this state, or the laws of the United  
226 States, when any such offense, or threatened offense occurs upon  
227 the Airport, identified in Exhibit "A."

228        (h) Construct and maintain terminal buildings, causeways,  
229 roadways, bridges for approach to or connecting with the  
230 Airport, on the Airport.

231        (i) Require the Secretary/Treasurer and other officers or  
232 employees of the authority to execute an adequate surety bond,  
233 conditioned upon the faithful performance of the duties of the  
234 office or employment and in a penal sum fixed by the authority.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

35        (j) Establish positions, duties, and a pay plan, and  
236 employ, pay, provide benefits for, promote, discipline, and  
237 terminate personnel and a CEO, in accordance with general law,  
238 who shall be responsible for the day-to-day administration,  
239 management, and operation of the Airport in accordance with  
240 policy established by the authority and perform other duties as  
241 may be authorized by the authority.

242        (k) By policy or resolution, authorize the CEO to perform  
243 any of the powers of the authority in whole or in part and with  
244 whatever other limitations it may find appropriate, provided  
245 that said authorization does not result in an invalid exercise  
246 of delegated legislative authority as defined in general law.

247        (l) Employ or contract with technical and professional  
248 experts necessary to assist the authority in carrying out or  
249 exercising any powers granted by this act.

50        (m) Reimburse for all travel expenses incurred while on  
251 business for the authority, upon requisition, any member, its  
252 attorneys, the CEO, and any employee of the authority traveling  
253 under the direction of the CEO or the CEO's designee in  
254 accordance with section 112.061, Florida Statutes.

255        (n) Create, appoint, and prescribe the duties of any  
256 committee.

257        (o) Sue and be sued.

258        (p) Adopt, use, and alter a corporate seal.

259        (q) Publish advertisements.

260        (r) Waive advertisement when the authority determines an  
261 emergency exists and supplies and materials must be immediately  
262 acquired by the authority.

263        (s) Negotiate and enter into contracts, agreements,  
264 exclusive or limited agreements, and cooperation agreements of

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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any kind necessary for the authority to fulfill the purposes of  
this act.

(t) Include contract specifications maximizing the  
employment of persons whose protected group has been  
underutilized in the past.

(u) Provide for the manual execution of any instrument on  
behalf of the authority by the signature of the Chair or Vice-  
Chair, and attested to by the Secretary or the Assistant  
Secretary or, if delegated by the members to do so, the CEO or  
any other authority personnel to whom authority has been  
delegated, or by their facsimile signature in accordance with  
the Uniform Facsimile Signature of Public Officials Act.

(v) Purchase and sell equipment, supplies, and services  
required for its purposes.

(w) To consent to the sale, lease, transfer, disposition  
of, or granting a lesser interest in the Airport. To let or  
lease the Airport and the Airport facilities or any portion  
thereof and to grant concessions upon such terms and conditions  
as it shall deem proper.

(x) Dispose of tangible personal property in accordance  
with chapter 274, Florida Statutes, as may be amended from time  
to time.

(y) Advertise, promote, and encourage the use and  
expansion of facilities under its jurisdiction.

(z) The Airport shall have jurisdiction over the operation  
and maintenance of the property shown on Exhibit "A." All  
development activity must be in accordance with the City of  
Gainesville's Comprehensive Plan and Land Development  
Regulations, except as set forth below in this paragraph, and  
with the Airport Master Zoning Plan to be adopted by the city  
commission and updated from time to time by the city commission.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

96 The Airport may adopt its own development standards relating  
297 only to heights and design of buildings, landscaping, parking,  
298 sidewalks, lighting and signage (excluding billboards and off-  
299 premises signs). If the authority formally adopts such  
300 development standards, they will apply in lieu of the comparable  
301 specific standards in the city's land development regulations.

302 (aa) To acquire real property in fee simple or any lesser  
303 interest or easement by purchase, gift, devise, lease or other  
304 means if the authority is able to agree with the owners of said  
305 property on the terms of such acquisition. To acquire real  
306 property in fee simple or any lesser interest or easement as it  
307 may deem necessary for the property managing and operation of  
308 the airport and airport facilities, by condemnation in the  
309 manner provided by the law under which municipalities are  
310 authorized to acquire property for public purposes, with full  
311 power to exercise the right of eminent domain for such purposes  
312 being hereby granted to said authority as specified in and  
313 including all the powers, rights, and privileges of chapters 73  
314 and 74, Florida Statutes, or any succeeding legislation. For  
315 the purposes of making surveys and examinations relative to any  
316 condemnation proceedings, it shall be lawful to enter upon any  
317 land, doing no unnecessary damage. The authority may take  
318 possession of any such property to be acquired at any time after  
319 the filing of the petition describing the same in condemnation  
320 proceedings, as provided in chapters 73 and 74, Florida  
321 Statutes. It shall not be precluded from abandoning the  
322 condemnation of any such property in any case where possession  
323 thereof has not been taken. To acquire or lease personal  
324 property in the name of the authority.

325 (bb) Reimburse the owner of any structure for which the  
26 authority may require removal, relocation, or reconstruction

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

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located in, on, under, or across any private property, public street, highway, or other public or private places for the estimated or actual expense of the removal, relocation, or reconstruction.

(cc) Supplement and coordinate in design and operation air navigation facilities with those established and operated by the federal and state governments.

(dd) Request the county or any municipality to convey to the authority the fee simple title to any airport or other property owned by the county or any municipality and needed for Airport purposes.

(ee) Relinquish jurisdiction, control, supervision, and management over the Airport or part of the Airport which is under its jurisdiction but which is owned by a municipality, county, or other governmental agency, upon determining that any such Airport or part of any such Airport is no longer required for Airport purposes; provided, however, that the consent and approval of any municipality, county, or other government agency and any revenue bondholders is first obtained and necessary authorizations or approvals are received from federal agencies regulating airports.

(ff) Expend revenues for the cost of investigating, surveying, planning, acquiring, establishing, constructing, enlarging, improving, equipping, and erecting Airport facilities by appropriation of revenues or wholly or partly from the proceeds of bonds of the authority. The term "cost" includes awards in condemnation proceedings, rentals where an acquisition is by lease, and amounts paid to utility companies for relocation of their wires, poles, and other facilities.

(gg) Incur expenses as provided in its annual budget and any amended budget.

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58        (hh) Assess against and collect from the owner or operator  
359 of each airplane using any Airport facility a landing fee or  
360 service charge sufficient to cover the cost of the service  
361 furnished to airplanes using any such facility, which cost may  
362 include the liquidation of bonds or other indebtedness for  
363 construction and improvement.

364        (ii) Accept federal, state, and any other public or  
365 private monies, grants, contributions, or loans for the  
366 acquisition, construction, enlargement, improvement,  
367 maintenance, equipment, or operation of Airport facilities, or  
368 any other lawful purpose.

369        (jj) Fix, alter, charge, establish, and collect rates,  
370 fees, rentals, and other charges for the services of authority  
371 at reasonable and uniform rates.

372        (kk) Apply for, hold, and periodically transfer alcoholic  
73 beverage licenses as provided by this act.

374        (ll) Adopt and amend rules, regulations, and policies  
375 reasonably necessary for the implementation of this act.

376        (mm) By resolution, fix and enforce civil penalties for  
377 the violation of a rule, regulation, or policy adopted in  
378 accordance with this act relating to the operations of general  
379 aviation, air passenger service or ground transportation  
380 service.

381        (nn) Amend the budget after its adoption.

382        (oo) Receive, deposit, secure, and pay out monies as  
383 provided by this act.

384        (pp) Designate a depository or depositories which is  
385 qualified as a public depository pursuant to section 280.04,  
386 Florida Statutes, as may be amended from time to time, and  
387 thereafter establish and open an account or accounts into which

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88 revenues collected are to be deposited and from which  
389 expenditures may be made.

390 (qq) Establish and deposit into and expend monies from a  
391 surplus fund by using funds that may remain unexpended at the  
392 end of the fiscal year and may be set aside in a separate fund  
393 to be known as the Capital Improvement Fund and accumulated and  
394 expended from year to year solely for the purpose of building  
395 and constructing permanent improvements, replacements,  
396 alterations, buildings, and other structures, including runways,  
397 taxi strips, and aprons.

398 (rr) By resolution, borrow money and issue bonds in the  
399 manner and within the limitation, except as otherwise provided  
400 in this act, prescribed by general law for the issuance and  
401 authorization of bonds; however, any bonds issued by the  
402 authority shall have a maturity date not exceeding 40 years from  
403 the date of issuance, shall be self-liquidating or otherwise  
404 payable from revenues of the authority, shall be payable  
405 semiannually, and shall not be a lien against the general taxing  
406 powers of the county or any municipality.

407 (ss) Enter into any agreements with any bank or trust  
408 company as security for its bonds, and assign and pledge any or  
409 all of its revenues. Such agreements may contain provisions  
410 customary in such instruments or as authorized by the authority.

411 (tt) Secure the payment of bonds or any part thereof by  
412 pledging all or any part of its revenues and provide for the  
413 security of said bonds, without pledging any real property  
414 rights to the Airport or Airport facilities, and the rights and  
415 remedies of the bondholders.

416 (uu) Pending the preparation of definitive bonds, issue  
417 certificates, or temporary bonds to the purchaser of bonds.

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18        (vv) Transact the business of the authority and exercise  
419 all powers necessarily incidental to the exercise of the general  
420 and special powers granted in this act and under any other law.

421        (ww) Do all acts and things necessary or convenient for  
422 the promotion of its business and the general welfare of the  
423 authority.

424        Section 8. Budget.--The fiscal year for the authority  
425 shall be October 1 through September 30 of each year. For each  
426 fiscal year after the effective date of this act:

427        (1) Prior to preparation of the annual budget as provided  
428 in subsection (2), the authority shall develop an annual  
429 proposed budget consisting of the elements described in  
430 subsection (2), which shall be presented for a public hearing  
431 before the citizens of Alachua County. This public hearing  
432 shall be noticed as a budget hearing.

33        (2) Following the public hearing conducted pursuant to  
434 subsection (1), the authority shall prepare an annual budget,  
435 consisting of an operating revenue/operating expense account,  
436 capital outlay account, and capital project account for its  
437 operations in the ensuing fiscal year. At the time the  
438 authority prepares its annual budget, it shall adopt a  
439 resolution determining and finding the estimated amounts to be  
440 expended by the authority in the ensuing year in each account,  
441 exclusive of any bonds or other indebtedness of the authority,  
442 used to acquire, establish, construct, enlarge, operate and  
443 maintain the Airport and Airport facilities and other facilities  
444 related thereto, or for any other corporate purpose of the  
445 authority.

446        (3) The authority may, at any time within a fiscal year,  
447 adopt budget amendments.



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448       (4) All anticipated revenues to be derived from the  
449 operation of the Airport and Airport facilities shall be  
450 included in the budget; provided, however, that any amounts of  
451 money, anticipated or actual, including funds in the authority's  
452 budget for the preceding fiscal year which remain unencumbered  
453 and unexpended from the revenue derived under the budget for the  
454 preceding fiscal year, may, by resolution of the authority, be  
455 set aside in a separate fund, to be known and described as a  
456 "Renewal and Replacement Fund," and accumulated in said fund  
457 from year to year for the purpose purchasing real and tangible  
458 personal property, and building and constructing permanent  
459 improvements, replacements, alterations, buildings, and other  
460 structure including, but not limited to, runways, taxi strips  
461 and aprons. Such funds may be disbursed from time to time out of  
462 the Renewal and Replacement Fund, upon proper resolution of the  
463 authority solely for the payment of the cost of purchasing real  
464 and tangible personal property, and building and constructing  
465 permanent improvements, replacements, alterations, buildings,  
466 and other structures, including, but not limited to, runways,  
467 taxi strips and aprons.

468       (5) The authority shall adopt budget procedures to  
469 establish the direct and indirect costs of operating and  
470 maintaining the Airport and Airport facilities, as well as the  
471 direct income derived therefrom. However, the budget of the  
472 authority shall not include the maintenance and upkeep of  
473 navigational aids as performed and funded directly by the  
474 Federal Aviation Administration.

475       (6) The city, the county and its other political  
476 subdivisions may by loan or grant, fund budget deficits of the  
477 authority, and all may guarantee bonds issued by the authority.

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78        Section 9. Relationship between the authority and the  
479 city and county.--The authority shall have the power and  
480 responsibility to operate the Airport and Airport facilities in  
481 a manner consistent with applicable federal, state, county, and  
482 city law. The city has no power to operate or maintain the  
483 airport and airport facilities. Applicable codes of the city  
484 shall apply to the Airport except to the extent that different  
485 state or federal requirements are expressly applicable, and  
486 except to the extent that the authority or the airport has been  
487 made exempt from any requirement of the city by state or federal  
488 law. All construction upon the airport shall be subject to  
489 inspection by the city on behalf of the state and the city  
490 inspectors may ensure compliance with applicable state  
491 regulation for such construction in addition to applicable city  
492 regulations.

93        Section 10. Title to airport land.--The city may convey  
494 title to the land comprising the airport to the authority for no  
495 monetary consideration. Nothing in this act shall be construed  
496 to impair the obligations of any original agreements with the  
497 Federal Government.

498        Section 11. Bonds.--

499        (1) The authority is empowered and authorized to issue  
500 revenue or refund bonds. The purpose of the bonds shall be to  
501 pay all or any part of the cost for acquisition and development  
502 of property by the Authority for the design and construction or  
503 reconstruction of any authorized project, for equipment, or for  
504 refunding of bonds for the same purpose.

505        (2) Bonds issued under this section shall be authorized by  
506 resolution of the authority. Such bonds may be issued in one or  
507 more series and shall bear such date or dates, be payable upon  
08        demand or mature at such time or times, be in such nomination or

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09 denominations, be in such form, registered or not, with or  
510 without coupon, carry such conversion or registration  
511 privileges, have such rank or priori be executed in such manner,  
512 be payable in such medium of payment, at such place or places,  
513 and be subject to such terms of redemption, with or without  
514 premium, be secured in such manner, and have such other  
515 characteristics as may be provided by such resolution or  
516 ordinance or trust indenture or mortgage issued pursuant  
517 thereto. Such bonds shall bear interest at such rate or rates  
518 allowed by section 215.84, Florida Statutes.

519 (3) The authority shall determine the terms and manner of  
520 sale and distribution or other disposition of any and all bonds  
521 it may issue and shall have any as all powers necessary or  
522 convenient to such disposition.

523 (4) The authority may establish and administer such  
24 sinking funds as it deems necessary or convenient for the  
525 payment, purchase, or redemption of any outstanding bonded  
526 indebtedness of the authority.

527 Section 12. Covenant of the state.--

528 The State of Florida does pledge to, and agree with, the  
529 Federal Government and any person, firm or corporation,  
530 subscribing to or acquiring the bonds to be issued by the  
531 authority for the construction, acquisition, extension,  
532 improvement or enlargement of projects, or any part thereof,  
533 that the state will not limit or alter the rights hereby vested  
534 in the authority until all bonds at any time issued, together  
535 with the interest therein, are fully paid and discharged or  
536 until provision is made therefore. The State of Florida does  
537 further pledge to, and agree with, the Federal Government that  
538 in the event that the Federal Government shall construct or  
39 contribute any funds for the construction, acquisition,

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540 extension, improvement or enlargement of said projects, or any  
541 part thereof, the state will not alter or limit the rights and  
542 powers of the authority in any manner which would be  
543 inconsistent with the continued maintenance and operation of the  
544 projects, or any part thereof, or the improvement thereof, or  
545 which would be inconsistent with the due performance of any  
546 agreements between the authority and the Federal Government, and  
547 the authority shall continue to have and may exercise all powers  
548 herein granted, so long as the same may be necessary or  
549 desirable for the carrying out of the purposes of this act and  
550 the purposes of the Federal Government in the construction, or  
551 acquisition or improvement or enlargement of said projects, or  
552 any part thereof.

553 Section 13. Alcoholic beverage license.--

554 (1) Notwithstanding any other provision of law, upon  
555 application the Division of Alcoholic Beverages and Tobacco of  
556 the Department of Business and Professional Regulation shall  
557 issue a beverage license as provided under section 561.17,  
558 Florida Statutes, to the authority or other governmental agency  
559 operating the Gainesville-Alachua County Regional Airport.

560 (a) Application shall be made with the division in the  
561 name of the authority or other governmental agency operating  
562 Gainesville-Alachua County Regional Airport and the license  
563 shall be issued in the name of the applicant.

564 (b) The beverage license shall authorize the consumption of  
565 alcoholic beverages only on a licensed premises located within  
566 the Gainesville-Alachua County Regional Airport.

567 (c) The applicant shall pay to the division the applicable  
568 license fee provided in s. 565.02, Florida Statutes.

569 (2) Any alcoholic beverage license issued in accordance  
70 with this section is the property of the authority or the

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571 governmental agency operating Gainesville-Alachua County  
572 Regional Airport, subject to transfer as provided by this  
573 section. Such license may be transferred from time to time to a  
574 lessee operating within the Gainesville-Alachua County Regional  
575 Airport that meets all applicable qualifications for licensure  
576 under the Beverage Law.

577 (a) The authority or governmental agency operating the  
578 Gainesville-Alachua County Regional Airport and an authorized  
579 lessee shall make application to the division for the transfer  
580 of the license to a lessee, and the application shall be  
581 approved by the division if the lessee meets the applicable  
582 licensing requirements of the Beverage Law.

583 (b) Upon termination of a lease, the lessee shall  
584 immediately notify the division to transfer the license back to  
585 the authority or the governmental agency operating the  
586 Gainesville-Alachua County Regional Airport. Upon failure of a  
587 lessee to notify the division, the authority or the governmental  
588 agency operating Gainesville-Alachua County Regional Airport  
589 shall immediately request the division in writing to transfer  
590 the license back to the authority or other governmental agency  
591 operating the Gainesville-Alachua County Regional Airport.  
592 Thereafter, the beverage license may be transferred to any  
593 lessee meeting qualification standards for licensure under the  
594 Beverage Law.

595 (c) Upon termination of a lease for any reason or other  
596 disqualification, the license shall automatically revert by  
597 operation of law to the authority or governmental agency  
598 operating the Gainesville-Alachua County Regional Airport.

599 (3) Each beverage license shall be for the term and  
600 subject to the same privileges or renewal as provided in  
01 sections 561.26 and 561.27, Florida Statutes. All provisions of

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the Beverage Law not inconsistent with this act shall apply to the license.

(4) This section does not preclude other persons operating on property of the authority from acquiring an alcoholic beverage license for use on its premises pursuant to general law.

Section 14. Purchasing and award of contracts.--  
Purchasing and award of contracts shall be consistent with the authority's Purchasing Policy and general law.

Section 15. Exemption of property from taxation.--The exercise of the powers by the board conferred in this act constitutes the performance of government functions. Facilities owned or operated by the district under the provisions of this act constitute public property. When such facilities are used for governmental purposes, the board shall not be required to pay any taxes or assessments upon any such facilities or parts thereof.

Section 16. Discrimination prohibited.--

(1) The authority and its lessees, including successors in interest, shall not because of race, color, sex, religion, national origin, age, or disability of any individual refuse to hire, employ, bar, or discharge from employment such individual or to otherwise discriminate against such individual with respect to compensation, hire, tenure, terms, conditions, or privileges of employment.

(2) No person on the grounds of race, color, sex, religion, national origin, age, or disability shall be excluded from the participation in, denied the benefits of, or otherwise subjected to discrimination in the use of leased premises of the authority.

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632       (3) In furnishing services or materials, or in the  
633 construction of any improvements, no person shall be excluded  
634 from participation in, denied the benefits of, or otherwise  
635 subjected to discrimination with respect thereto.

636       (4) This section does not supersede or preempt any state  
637 or local laws prohibiting discrimination. The authority, its  
638 officers, employees, and agents shall be subject to federal,  
639 state and local laws prohibiting discrimination to the extent  
640 provided by such laws.

641       Section 17. Litigation.— Nothing herein shall interfere  
642 with any legal action filed by or against the city or  
643 predecessor or predecessors of the authority. The authority may  
644 become a party in any such action as provided by law. Nothing  
645 herein shall impair the right of the city and/or the authority  
646 to initiate, pursue, or defend litigation.

647       Section 18. Severability.— If any provision of this act  
648 or the application thereof to any person or circumstance is held  
649 invalid, the invalidity shall not affect other provisions or  
650 applications of the act which can be given effect without the  
651 invalid provisions or applications, and to this end the  
652 provisions of this act are declared severable.

653       Section 4. Chapters 86-469, 89-433, and 95-457, Laws of  
654 Florida, are repealed.

655       Section 5. This act shall take effect upon becoming a law.

657 ===== T I T L E   A M E N D M E N T =====

658       Remove the entire title and insert:

659       An act relating to the Gainesville-Alachua County Regional  
660       Airport Authority; codifying, reenacting, amending, and  
661       repealing chapters 86-469, 89-433, and 95-457, Laws of  
662       Florida, relating to the authority; providing a short

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663 title; providing definitions; providing purpose of the  
664 authority; providing for membership, organization,  
665 restrictions, and powers and duties of the authority;  
666 requiring a budget; specifying relationship between the  
667 authority and local governments; providing for conveyance  
668 of land to the authority; authorizing issuance of bonds;  
669 specifying covenant of the state; authorizing an alcoholic  
670 beverage license; providing for purchasing and award of  
671 contracts; exempting property from taxation; prohibiting  
672 discrimination; providing for severability; providing an  
673 effective date.



# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1631 : Village of North Palm Beach, Palm Beach County

☒ Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
<b>Total Yeas: 8</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

# COUNCIL MEETING REPORT

## Local Government Council

4/5/2006 1:00:00PM

Location: 404 HOB

HB 1633 : Alachua County Housing Authority

☒

*Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Thomas Anderson	X				
Mike Davis	X				
Terry Fields	X				
D. Alan Hays	X				
Matthew Meadows	X				
Julio Robaina	X				
Yolly Roberson	X				
Ken Sorensen (Chair)	X				
<b>Total Yeas: 8</b>		<b>Total Nays: 0</b>			

Committee meeting was reported out: Wednesday, April 05, 2006 3:31:11PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 1633

COUNCIL/COMMITTEE ACTION

ADOPTED \_\_\_\_\_ (Y/N)  
ADOPTED AS AMENDED \_\_\_\_\_ (Y/N)  
ADOPTED W/O OBJECTION ☒ (Y/N)  
FAILED TO ADOPT \_\_\_\_\_ (Y/N)  
WITHDRAWN \_\_\_\_\_ (Y/N)  
OTHER \_\_\_\_\_

Council/Committee hearing bill: Local Government

Representative Cretul offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. Chapter 71-526, Laws of Florida, is amended to read:

Section 1. The Commissioners of the Alachua County Housing Authority shall be appointed by the Board of County Commissioners of Alachua County, Florida, in lieu of the method appointment provided for under section Chapter 421.27, subsection (2), Florida Statutes; provided, however, the board of county commissioners may appoint one at-large alternate member and one alternate tenant commissioner.

~~Section 2. This act shall take effect on July 1, 1971.~~

Section 2. This act shall take effect upon becoming a law.

===== T I T L E A M E N D M E N T =====

Remove the entire title and insert:

A bill to be entitled